

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

FILED/ACCEPTED

JUL - 7 2011

Federal Communications Commission
Office of the Secretary

In re)	
)	
MARITIME COMMUNICATIONS/LAND	)	EB Docket No. 11-71
MOBILE, LLC	)	File No. EB-09-IH-1751
	)	FRN: 0013587779
Participant in Auction No. 61 and Licensee of)	
Various Authorizations in the Wireless Radio)	
Services)	
)	
Applicant for Modification of Various	)	Application File Nos. 0004030479,
Authorizations in the Wireless Radio Services	)	0004144435, 0004193028, 0004193328,
	)	0004354053, 0004309872, 0004310060,
Applicant with ENCANA OIL AND GAS (USA),	)	0004314903, 0004315013, 0004430505,
INC.; DUQUESNE LIGHT COMPANY; DCP	)	0004417199, 0004419431, 0004422320,
MIDSTREAM, LP; JACKSON COUNTY	)	0004422329, 0004507921, 0004153701,
RURAL MEMBERSHIP ELECTRIC	)	0004526264, 0004636537,
COOPERATIVE; PUGET SOUND ENERGY,	)	and 0004604962
INC.; ENBRIDGE ENERGY COMPANY,)	
INC.; INTERSTATE POWER AND LIGHT)	
COMPANY; WISCONSIN POWER AND)	
LIGHT COMPANY; DIXIE ELECTRIC)	
MEMBERSHIP CORPORATION, INC.;)	
ATLAS PIPELINE - MID CONTINENT, LLC;)	
DENTON COUNTY ELECTRIC)	
COOPERATIVE, INC. , DBA COSERV)	
ELECTRIC; AND SOUTHERN CALIFORNIA)	
REGIONAL RAIL AUTHORITY)	

To: Marlene H. Dortch, Secretary
Attention: Chief Administrative Law Judge Richard L. Sippel

ENFORCEMENT BUREAU'S
MOTION TO COMPEL MARITIME TO PROPERLY RESPOND TO REQUESTS FOR
ADMISSION OF FACTS AND GENUINENESS OF DOCUMENTS

1. On May 31, 2011, the Enforcement Bureau ("Bureau") properly served on Maritime Communications/Land Mobile LLC ("Maritime") Requests for Admission of Facts and Genuineness of Documents ("RFAs"), in accordance with Section 1.246 of the Commission's

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Rules.¹ On June 30, 2011 – after obtaining two extensions of the time to respond² – Maritime provided its answers to the Bureau. In response to nearly one third of the Bureau’s RFAs, however, Maritime’s answers were unresponsive, uninformative, and not in compliance with the Commission’s Rules. The Bureau is reluctant to engage in motion practice on matters of this kind; however, Maritime’s intentionally deficient responses and dilatory tactics smack of gamesmanship, unnecessarily complicate this proceeding, and compel the Bureau to seek the intervention of the Presiding Judge. Therefore, pursuant to Section 1.294 of the Commission’s Rules, the Bureau hereby respectfully requests that the Presiding Judge compel Maritime to provide proper responses to the Bureau’s RFAs or, in the alternative, deem them admitted.

2. In order to avoid a request being deemed admitted, Section 1.246(b) of the Commission’s Rules requires a party to provide either “(1) a sworn statement denying specifically the matters of which an admission is requested or setting forth in detail why he cannot truthfully admit or deny those matters, or (2) written objections on the ground that some or all of the requested admissions are privileged, or irrelevant or that the request is otherwise improper in whole or in part.”³ However, Maritime’s responses to Nos. 2-3, 7-15, 28-29, 31-33, 35-38, 60-65, 104-114, 115-117, 175-181 and 183-188 – nearly one third of the Bureau’s RFAs – did not comply with Section 1.246(b). Maritime did not deny specifically the matters at issue, explain why it could not truthfully admit or deny those matters, or object to those matters as privileged, irrelevant, or improper. Instead, Maritime either relied on baseless objections or qualified its responses such that it remains unclear whether Maritime admitted or denied the matters addressed therein.

¹ 47 C.F.R. § 1.246.

² See Order, FCC 11M-14 (ALJ, rel. June 14, 2011) and Order, FCC 11M-16 (ALJ, rel. June 27, 2011).

³ 47 C.F.R. 1.246(b).

3. For example, in response to Nos. 175-181 and 183-188, Maritime refused to admit or deny whether documents which the Bureau attached to its RFAs were true and correct copies of what Maritime filed with the Commission, objecting that the Commission – and not Maritime – was somehow better able to discern whether these documents were authentic copies of what Maritime filed.⁴ This makes no sense. Maritime, as the author and/or filer of these documents, is plainly in the better position to admit or deny whether documents it prepared are complete and accurate. In addition, Maritime objected on the grounds that printed versions of the documents filed electronically with the Commission “do not present in exactly the same form and with all of the same information as the online filing.”⁵ However, because Maritime chose to respond to numerous individual inquiries in a single paragraph, rather than provide a specific response to each individual inquiry as is customary, this objection is not even applicable to many of the inquiries at issue. For example, Nos. 180, 181, and 183-188 refer to documents that Maritime did not actually file electronically with the Commission but instead submitted in response to the Wireless Telecommunications Bureau’s or the Enforcement Bureau’s letters of inquiry. The same holds true for Maritime’s additional objection that “as to some of the specified documents, the copies attached to the RFAs do not include the exhibits or attachments to the documents as filed.” The documents referenced in at least Nos. 178-179 and 183-187 are stand-alone documents that have no exhibits or attachments. Such obvious gamesmanship should not be permitted. Indeed, Maritime’s decision to object to these inquiries rather than simply admitting or denying the genuineness of the attached documents now will undoubtedly lead to challenges later at the hearing concerning the authenticity of these same documents and unnecessarily complicate and delay the proceedings.

⁴ See Enforcement Bureau’s RFAs, filed herewith as Exhibit A, at Nos. 175-181 and 183-188, and Maritime’s responses thereto, filed herewith as Exhibit B.

⁵ See Exhibit B at Nos. 175-181 and 183-188.

4. Taking a similarly illogical position, Maritime also refused to admit or deny whether it amended certain filings it made with the Commission.⁶ Maritime objected on the grounds that “[o]fficial notice may be taken as to what filings were or were not submitted to the Commission.”⁷ It belies logic that the Presiding Judge could take “notice” of an event that did *not* occur or of a filing that was *not* made. Either Maritime amended these filings or it did not. This should not have been difficult for Maritime to determine and there is no basis – and Maritime offers none – for it to withhold this information.

5. It should have been just as easy for Maritime to admit or deny whether it is the licensee of stations operating at specific locations. Nevertheless, Maritime refused to respond to questions on this subject, claiming they were “redundant” of an earlier inquiry.⁸ However, the earlier inquiry to which Maritime refers merely required Maritime to admit that it is the licensee of certain authorizations; it did not ask Maritime to admit whether it is a licensee of a station operating pursuant to that authorization *at a specific location*.⁹ As Maritime well knows, a licensee can disaggregate a given authorization and hold the license for only certain locations. Here again, this is information that is readily available to Maritime.

6. Lastly, instead of affirmatively admitting to the truth of the matters asserted in inquiries directed to Maritime’s ownership and Donald DePriest’s corporate holdings and responsibilities during the relevant time period¹⁰ – matters which are central to the issues

⁶ See Exhibit A and B at Nos. 115-117.

⁷ See Exhibit B at 115-117.

⁸ See Exhibit A and B at Nos. 2-3 and 7-15.

⁹ See Exhibit A at No. 1.

¹⁰ See Exhibit A at Nos. 28-29, 31-33, 35-38, 60-65, and 104-114.

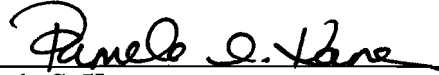
designated for hearing¹¹ – Maritime conveniently qualified its admissions to these questions as “subject to the clarification and explanations presented by Maritime and Donald DePriest in pre-designation filings, including responsive pleadings and responses to letters of inquiry from the Enforcement and Wireless Bureaus.”¹² The Commission’s Rules do not contemplate “conditional admissions” and, for all practical purposes, such conditional responses are meaningless because they do not admit to anything. As such, they hardly serve to narrow the controversies in this case or ease the burdens on both the parties and the Presiding Judge in preparing for and participating in the hearing process. Maritime should either affirmatively admit the truth of these matters or, if it cannot, Maritime should deny them. There should be no doubt going forward as to what Maritime has and has not “admitted.”

7. Based on the foregoing, because Maritime has failed to offer any reason why it cannot truthfully admit or deny any of the matters in Nos. 2-3, 7-15, 28-29, 31-33, 35-38, 60-65, 104-114, 115-117, 175-181 and 183-188, as discussed above, or why any of these inquiries is privileged, irrelevant, or improper, the Presiding Judge should enter an order compelling Maritime to serve complete responses to the Bureau’s RFAs that comply fully with Section 1.246(b) of the Commission’s Rules. In the event that Maritime again fails to provide proper responses, such inquiries should be deemed admitted.

¹¹ See *Maritime Communications/Land Mobile, LLC*, Order to Show Cause, Hearing Designation Order, and Notice of Opportunity for Hearing, EB Docket No. 11-71, FCC-11-64, rel. April 19, 2011.

¹² See Exhibit B at Nos. 28-29, 31-33, 35-38, 60-65, 104-114.

Respectfully submitted,
P. Michele Ellison
Chief, Enforcement Bureau



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July 7, 2011

EXHIBIT A

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

In re)	
)	
MARITIME COMMUNICATIONS/LAND)	EB Docket No. 11-71
MOBILE, LLC)	File No. EB-09-IH-1751
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Participant in Auction No. 61 and Licensee of)	
Various Authorizations in the Wireless Radio)	
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Applicant for Modification of Various)	Application File Nos. 0004030479,
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MEMBERSHIP CORPORATION, INC.;)	
ATLAS PIPELINE - MID CONTINENT, LLC;)	
DENTON COUNTY ELECTRIC)	
COOPERATIVE, INC. , DBA COSERV)	
ELECTRIC; AND SOUTHERN CALIFORNIA)	
REGIONAL RAIL AUTHORITY)	

To: Maritime Communications/Land Mobile, LLC

**ENFORCEMENT BUREAU'S REQUESTS FOR ADMISSION OF FACTS AND
GENUINENESS OF DOCUMENTS TO MARITIME COMMUNICATIONS/LAND
MOBILE, LLC**

Pursuant to section 1.246 of the Commission's Rules, 47 C.F.R. § 1.246, the Enforcement Bureau ("the Bureau") hereby requests that, within 10 days of service of this request, Maritime Communications/Land Mobile, LLC ("Maritime") admit to the truth of the following facts and the genuineness of the attached documents, as set forth in the following numbered paragraphs.

Each response shall be labeled with the same number as the subject admission request and shall be made under oath or affirmation of the person providing the response. Maritime is reminded that “[a] denial shall fairly meet the substance of the requested admission, and when good faith requires that a party deny only a part or a qualification of a matter of which an admission is requested he shall specify so much of it as is true and deny only the remainder.” 47 C.F.R. § 1.246(b).

DEFINITIONS

For the purposes of this document, the following definition shall apply:

1. “Maritime” “you” and “your” shall mean Maritime Communications/Land Mobile LLC, any affiliate, d/b/a, including all other persons acting or purporting to act on its behalf, including all directors, officers, employees, managers, shareholders, general partners, limited partners, parents, subsidiaries, whether wholly or partially owned, affiliates, divisions, predecessors and successors-in-interest or other affiliated company or business, or agents, including consultants and any other persons working for or on behalf of any of the foregoing during the period January 1, 2002 through the present. For purposes of this definition, “affiliate” shall include, but not be limited to, Donald R. DePriest.
2. “Act” shall mean the Communications Act of 1934, as amended.
3. “Commission” or “FCC” shall mean the Federal Communications Commission.
4. “Short-Form Application” shall mean the FCC Form 175 that Maritime filed with the Commission to participate in Auction No. 61.
5. “Long-Form Application” shall mean the FCC Form 601 that Maritime filed with the Commission in connection with its participation in Auction No. 61.

6. "FCC Form 602" shall mean the FCC Form 602 that Maritime filed with the Commission in connection with its participation in Auction No. 61.

7. "Disclosable Interest Holder's Addendum" shall mean the Addendum that Maritime filed to its Long-Form Application.

ADMISSIONS

1. Maritime is the licensee of the stations listed in Attachment A.
2. Maritime is the licensee of station WHG706, Location No. 1, located at Station 7 Parish RD 7-1, Intracoastal City, LA
3. Maritime is the licensee of station WRV374, Location No. 39, located at 5500 Ulmerton Road, Clearwater, FL.
4. Maritime is the licensee of a station located at Old Limekiln Road, Doylestown, PA.
5. Maritime is the licensee of a station located at Banks, PA.
6. Maritime is the licensee of a station located at 1597 Jays Road, Jacksonville, FL.
7. Maritime is the licensee of station WRV374, Location No. 24, located at Myrtle Beach, Conway, S.C.
8. Maritime is the licensee of station KAE889, Location No. 22, located at Buck Mountain, Eugene, Oregon.
9. Maritime is the licensee of station KAE889, Location No. 26, located at Mount Toro, Salinas, CA.
10. Maritime is the licensee of station KAE889, Location No. 27, located at Mount Tamalpais, San Rafael, CA.
11. Maritime is the licensee of station KAE889, Location No. 28, located at Mount Diablo, Walnut Creek, CA.

12. Maritime is the licensee of station KAE889, Location No. 33, located at Loma Prieta, Los Gatos, CA.

13. Maritime is the licensee of station KAE889, Location No. 37, located at Mt. Oso, Modesto, CA.

14. Maritime is the licensee of station KAE889, Location No. 39, located at Joaquin Ridge, Coalinga, CA.

15. Maritime is the licensee of station KAE889, Location No. 44, located at Hauser Mountain, Palmdale, CA.

16. Donald R. DePriest signed Maritime's Certificate of Formation that was filed with the State of Delaware on February 15, 2005.

17. Maritime's Short-Form Application listed Sandra M. DePriest as the President and sole officer and director of Maritime.

18. Maritime's Short-Form Application identified Dennis Brown, John S. Reardon, and Ronald Fancher as authorized bidders for Maritime.

19. Sandra M. DePriest personally reviewed Maritime's Short-Form Application for truthfulness, completeness, and correctness before it was filed with the Commission.

20. Maritime's Short-Form Application included a "Gross Revenues Confirmation," which required Maritime to certify that it provided separate gross revenue information for itself, for each of its officers and directors; for each of its other controlling interests; for each of its affiliates; and for each affiliate of each of its officers, directors, and other controlling interests.

21. Sandra M. DePriest represented that Maritime's Short-Form Application included the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests.

22. In its Short-Form Application, Maritime sought a 35 percent bidding credit.
23. In its Short-Form Application, Maritime declared under penalty of perjury that it was eligible for a bidding credit based on its status as a "very small business," with gross revenues of less than or equal to \$3 million.
24. In its Short-Form Application, Maritime asserted that the only gross revenues requiring disclosure were those of Sandra DePriest and her affiliates, Communications Investments, Inc. and S/RJW Partnership, Ltd.
25. Maritime knew when it filed its Short-Form Application that it was required to include all of the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests.
26. Maritime should have known when it filed its Short-Form Application that it was required to include all of the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests.
27. In Maritime's Short-Form Application, an officer of Maritime certified under penalty of perjury that Maritime is legally, technically, financially and otherwise qualified to hold a license.
28. At the time Maritime filed its Short-Form Application, the Managing Member of Maritime was S/RJW Partnership, Ltd.
29. Communications Investments, Inc. was substituted for Medcom Development Corporation as the General Partner of S/RJW Partnership, Ltd. effective February 15, 2005.
30. Donald DePriest was President of Communications Investments, Inc. at the time Maritime filed its Short-Form Application.
31. At the time Maritime filed its Short-Form Application, Medcom Development Corporation was the sole general partner of MCT Investors, LP.

32. At the time Maritime filed its Short-Form Application, Donald DePriest was the sole shareholder of MedCom Development Corporation.

33. At the time Maritime filed its Short-Form Application, Donald DePriest was authorized to serve as a manager of Maritime.

34. At the time Maritime filed its Short-Form Application, Donald DePriest was authorized to sign documents on behalf of Maritime.

35. At the time Maritime filed its Long-Form Application, Medcom Development Corporation was the sole general partner of MCT Investors, LP.

36. At the time Maritime filed its FCC Form 602, Medcom Development Corporation was the sole general partner of MCT Investors, LP.

37. At the time Maritime filed its Long-Form Application, Donald DePriest was the sole shareholder of MedCom Development Corporation.

38. At the time Maritime filed FCC Form 602, Donald DePriest was the sole shareholder of MedCom Development Corporation.

39. Donald DePriest personally guaranteed notes owed by Maritime.

40. Donald DePriest developed financial contacts on behalf of Maritime.

41. Donald DePriest negotiated financing on behalf of Maritime.

42. Donald DePriest negotiated contracts on behalf of Maritime.

43. Maritime participated in Auction No. 61 which concluded on August 23, 2005.

44. Maritime won the following four licenses in Auction No. 61: PC-AMT002-A (Mid-Atlantic), PC-AMT004-A (Mississippi River), PC-AMT005-A (Great Lakes), PC-AMT006-A (Southern Pacific).

45. Maritime bid a total of \$7,820,000 for the four licenses it won in Auction No. 61.

46. Maritime received a bidding credit valued at \$2,737,000 which reduced the amount that Maritime owed to the Commission to \$5,083,000.

47. Maritime's Long-Form Application listed Sandra M. DePriest as the President and sole officer and director of Maritime.

48. Sandra M. DePriest personally reviewed Maritime's Long-Form Application for truthfulness, completeness, and correctness before it was filed with the Commission.

49. Sandra M. DePriest represented that Maritime's Long-Form Application included the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests.

50. In its Long-Form Application, Maritime represented that the only gross revenues requiring disclosure were those of Sandra DePriest and her affiliates, Communications Investments, Inc. and S/RJW Partnership, Ltd.

51. Maritime knew when it filed its Long-Form Application that it was required to include all of the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests, including the gross revenues of Sandra DePriest's husband, Donald R. DePriest.

52. Maritime should have known when it filed its Long-Form Application that it was required to include all of the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests, including the gross revenues of Sandra DePriest's husband, Donald R. DePriest.

53. In Maritime's Long-Form Application, Sandra DePriest certified under penalty of perjury that Maritime is legally, technically, financially and otherwise qualified to hold a license.

54. Sandra M. DePriest personally reviewed Maritime's FCC Form 602 for truthfulness, completeness, and correctness before it was filed with the Commission.

55. Sandra M. DePriest represented that Maritime's FCC Form 602 included the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests.

56. In Maritime's FCC Form 602, Maritime represented that the only gross revenues requiring disclosure were those of Sandra DePriest and her affiliates, Communications Investments, Inc. and S/RJW Partnership, Ltd.

57. Maritime knew when it filed its FCC Form 602, that it was required to include all of the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests, including the gross revenues of Sandra DePriest's husband, Donald R. DePriest.

58. Maritime should have known when it filed its FCC Form 602, that it was required to include all of the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests, including the gross revenues of Sandra DePriest's husband, Donald R. DePriest.

59. In Maritime's FCC Form 602, Sandra M. DePriest certified under penalty of perjury that Maritime is legally, technically, financially and otherwise qualified to hold a license.

60. At the time Maritime filed its Short-Form Application, MCT Investors, LP held 58.3% of MariTEL, Inc.'s issued and outstanding voting stock.

61. At the time Maritime filed its Long-Form Application, MCT Investors, LP held 58.3% of MariTEL's issued and outstanding voting stock.

62. At the time Maritime filed its FCC Form 602, MCT Investors, LP held 58.3% of MariTEL's issued and outstanding voting stock.

63. At the time Maritime filed its Short-Form Application, Donald DePriest was Chairman of the Board of MariTel.

64. At the time Maritime filed its Long-Form Application, Donald DePriest was Chairman of the Board of MariTel.

65. At the time Maritime filed its FCC Form 602, Donald DePriest was Chairman of the Board of MariTel.

66. Donald DePriest was President of Communications Investments, Inc. at the time Maritime filed its Form 602.

67. Donald DePriest was President of Communications Investments, Inc. at the time Maritime filed its Long-Form Application.

68. Maritime filed an Addendum to its Long-Form Application entitled "Disclosable Interest Holders."

69. Maritime's Disclosable Interest Holders Addendum asserted that the only disclosable interest holders were Sandra DePriest, Communications Investments, Inc. and S/RJW Partnership, Ltd.

70. Sandra DePriest personally reviewed the Maritime's Disclosable Interest Holders Addendum for truthfulness, completeness, and correctness before it was filed with the Commission.

71. Sandra DePriest represented that Maritime's Disclosable Interest Holders Addendum included the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests.

72. Maritime knew when it filed its Disclosable Interest Holders Addendum that it was required to include all of the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests which included the gross revenues of Sandra DePriest's husband, Donald R. DePriest.

73. Maritime should have known when it filed its Disclosable Interest Holders Addendum that it was required to include all of the gross revenues of Maritime, its affiliates, its controlling interests, and the affiliates of its controlling interests which included the gross revenues of Sandra DePriest's husband, Donald R. DePriest.

74. Maritime filed an amendment to its Long-Form Application with the Commission.

75. In its amendment to its Long-Form Application, Maritime identified what it represented were the gross revenues of Donald DePriest and his affiliates.

76. The amendment which Maritime filed to its Long-Form Application represented that Donald DePriest controls American Nonwovens Corporation ("ANC") and that ANC is the only revenue producing entity that Donald DePriest owns or controls.

77. Sandra DePriest personally reviewed the amendment Maritime filed to its Long-Form Application for truthfulness, completeness, and correctness before it was filed with the Commission.

78. Sandra DePriest and Donald DePriest were lawfully married and not subject to a legal separation recognized by a court of competent jurisdiction in the United States at the time Maritime filed its Short-Form Application.

79. Sandra DePriest and Donald DePriest were lawfully married and not subject to a legal separation recognized by a court of competent jurisdiction in the United States at the time Maritime filed its Long-Form Application.

80. Sandra DePriest and Donald DePriest were lawfully married and not subject to a legal separation recognized by a court of competent jurisdiction in the United States at the time Maritime filed its FCC Form 602.

81. Donald DePriest owned or controlled or had the power to control interests owned or controlled by Sandra DePriest at the time Maritime filed its Short-Form Application by virtue of the fact that Donald DePriest was the spouse of Sandra DePriest.

82. Donald DePriest owned or controlled or had the power to control interests owned or controlled by Sandra DePriest at the time Maritime filed its Long-Form Application by virtue of the fact that Donald DePriest was the spouse of Sandra DePriest.

83. Donald DePriest owned or controlled or had the power to control interests owned or controlled by Sandra DePriest at the time Maritime filed its FCC Form 602 by virtue of the fact that Donald DePriest was the spouse of Sandra DePriest.

84. Maritime did not disclose Sandra M. DePriest's husband, Donald DePriest, as a disclosable interest holder in its Short-Form Application.

85. In its Long-Form Application, Maritime did not identify Sandra M. DePriest's husband, Donald R. DePriest, as a disclosable interest holder and did not disclose any of his gross revenues.

86. In its FCC Form 602, Maritime did not identify Sandra M. DePriest's husband, Donald R. DePriest, as a disclosable interest holder and did not disclose any of his gross revenues.

87. Maritime did not disclose MCT Corp. in its Disclosable Interest Holders Addendum.

88. Maritime did not disclose MariTEL, Inc. in its Short-Form Application.

89. Maritime did not disclose MariTEL, Inc. in its Long-Form Application.

90. Maritime did not disclose MariTEL, Inc. in its FCC Form 602.

91. Maritime did not disclose MariTEL, Inc. in its Disclosable Interest Holders Addendum.
92. Maritime did not disclose in its Long-Form Application any of the entities identified in its September 30, 2009 response to Question 2 of the August 18, 2009 letter of inquiry sent by the Wireless Telecommunications Bureau.
93. Maritime did not disclose in its FCC Form 602 any of the entities identified in its September 30, 2009 response to Question 2 of the August 18, 2009 letter of inquiry sent by the Wireless Telecommunications Bureau.
94. Maritime did not disclose in its Short-Form Application any of the entities identified in its September 30, 2009 response to Question 2 of the August 18, 2009 letter of inquiry sent by the Wireless Telecommunications Bureau.
95. Maritime did not disclose MCT Corp. in its September 30, 2009 response to Question 2 of the August 18, 2009 letter of inquiry sent by the Wireless Telecommunications Bureau.
96. Maritime did not disclose MCT Corp. in its Short-Form Application.
97. Maritime did not disclose MCT Corp. in its Long-Form Application.
98. Maritime did not disclose MCT Corp. in its FCC Form 602.
99. Maritime's September 18, 2006 Opposition to the Petition for Reconsideration of the Wireless Telecommunications Bureau's August 3, 2006 Order did not disclose MCT Corp. as a company controlled by Donald DePriest.
100. Maritime's September 18, 2006 Opposition to the Petition for Reconsideration of the Wireless Telecommunications Bureau's August 3, 2006 Order did not disclose any of the entities identified in its September 30, 2009 response to Question 2 of the August 18, 2009 letter of inquiry sent by the Wireless Telecommunications Bureau.

101. In its Disclosable Interest Holders Addendum, Maritime did not identify Sandra DePriest's husband, Donald R. DePriest, as a disclosable interest holder and did not disclose any of his gross revenues.

102. Maritime has contended that an individual authorized to make major corporate or financial decisions can be said to exercise control over the company for which he/she is so authorized.

103. MCT Corp. was formed in 2000.

104. At the time Maritime filed its Short-Form Application, Donald DePriest was a director of MCT Corp.

105. At the time Maritime filed its Long-Form Application, Donald DePriest was a director of MCT Corp.

106. At the time Maritime filed its FCC Form 602, Donald DePriest was a director of MCT Corp.

107. At the time Maritime filed its Disclosable Interest Holders Addendum, Donald DePriest was a director of MCT Corp.

108. Donald DePriest was involved in the formation of MCT Corp.

109. Donald DePriest served on the Board of MCT Corp.

110. Donald DePriest served as chairman of MCT Corp. from February 2000 until July 2007.

111. At the time Maritime filed its Short-Form Application, Donald DePriest was chairman of MCT Corp.

112. At the time Maritime filed its Long-Form Application, Donald DePriest was chairman of MCT Corp.

113. At the time Maritime filed its FCC Form 602, Donald DePriest was chairman of MCT Corp.

114. At the time Maritime filed its Disclosable Interest Holders Addendum, Donald DePriest was chairman of MCT Corp.

115. Maritime has not amended its Long-Form Application to identify the entities listed in its September 30, 2009 response to Question 2 of the August 18, 2009 letter of inquiry sent by the Wireless Telecommunications Bureau.

116. Maritime has not amended its FCC Form 602 to identify the entities listed in its September 30, 2009 response to Question 2 of the August 18, 2009 letter of inquiry sent by the Wireless Telecommunications Bureau.

117. Maritime has not amended its Long-Form Application to identify MCT Corp. as an affiliate of Donald DePriest.

118. Maritime has not amended its FCC Form 602 to identify MCT Corp. as an affiliate of Donald DePriest.

119. Maritime's license for station WHG706, Location No. 1, located at Station 7 Parish RD 7-1, Intracoastal City, LA has cancelled automatically for lack of construction.

120. Maritime's license for station WHG706, Location No. 1, located at Station 7 Parish RD 7-1, Intracoastal City, LA has cancelled automatically for permanent discontinuance of operation.

121. The station WHG706, Location No. 1, located at Station 7 Parish RD 7-1, Intracoastal City, LA has never been constructed.

122. Operation of the station WHG706, Location No. 1, located at Station 7 Parish RD 7-1, Intracoastal City, LA has been permanently discontinued.

123. Maritime's license for station WRV374, Location No. 39, located at 5500 Ulmerton Road, Clearwater, FL has cancelled automatically for permanent discontinuance of operation.

124. Maritime's license for station WRV374, Location No. 39, located at 5500 Ulmerton Road, Clearwater, FL has cancelled automatically for lack of construction.

125. The station WRV374, Location No. 39, located at 5500 Ulmerton Road, Clearwater, FL has never been constructed.

126. Operation of the station WRV374, Location No. 39, located at 5500 Ulmerton Road, Clearwater, FL has been permanently discontinued.

127. Maritime's license for the station located at Banks PA, PA has cancelled automatically for permanent discontinuance of operation.

128. Maritime's license for the station located at Banks PA, PA has cancelled automatically for lack of construction.

129. The station located at Banks PA, PA has never been constructed.

130. Operation of the station located at Banks PA, PA has been permanently discontinued.

131. Maritime's license for the station located at Old Limekiln Road, Doylestown, PA has cancelled automatically for lack of construction.

132. Maritime's license for the station located at Old Limekiln Road, Doylestown, PA has cancelled automatically for permanent discontinuance of operation.

133. The station located at Old Limekiln Road, Doylestown, PA has never been constructed.

134. Operation of the station located at Old Limekiln Road, Doylestown, PA has been permanently discontinued.

135. Maritime's license for the station located at 1597 Jays Road, Jacksonville, FL has cancelled automatically for lack of construction.

136. Maritime's license for the station located at 1597 Jays Road, Jacksonville, FL has cancelled automatically for permanent discontinuance of operation.

137. The station located at 1597 Jays Road, Jacksonville, FL has never been constructed.

138. Operation of the station located at 1597 Jays Road, Jacksonville, FL has been permanently discontinued.

139. Maritime's license for station WRV374, Location No. 24, located at Myrtle Beach, Conway, S.C. has cancelled automatically for permanent discontinuance of operation.

140. Maritime's license for station WRV374, Location No. 24, located at Myrtle Beach, Conway, S.C. has cancelled automatically for lack of construction.

141. The station WRV374, Location No. 24, located at Myrtle Beach, Conway, S.C. has never been constructed.

142. Operation of the station WRV374, Location No. 24, located at Myrtle Beach, Conway, S.C. has been permanently discontinued.

143. Maritime's license for station KAE889, Location No. 22, located at Buck Mountain, Eugene, Oregon has cancelled automatically for lack of construction.

144. Maritime's license for station KAE889, Location No. 22, located at Buck Mountain, Eugene, Oregon has cancelled automatically for permanent discontinuance of operation.

145. The station KAE889, Location No. 22, located at Buck Mountain, Eugene, Oregon was never constructed.

146. Operation of the station KAE889, Location No. 22, located at Buck Mountain, Eugene, Oregon has been permanently discontinued.

147. Maritime's license for station KAE889, Location No. 26, located at Mount Toro, Salinas, CA has cancelled automatically for permanent discontinuance of operation.

148. Maritime's license for station KAE889, Location No. 26, located at Mount Toro, Salinas, CA has cancelled automatically for lack of construction.

149. The station KAE889, Location No. 26, located at Mount Toro, Salinas, CA was never constructed.

150. Operation of the station KAE889, Location No. 26, located at Mount Toro, Salinas, CA has been permanently discontinued.

151. Maritime's license for station KAE889, Location No. 27, located at Mount Tamalpais, San Rafael, CA has cancelled automatically for permanent discontinuance of operation.

152. Maritime's license for station KAE889, Location No. 27, located at Mount Tamalpais, San Rafael, CA has cancelled automatically for lack of construction.

153. The station KAE889, Location No. 27, located at Mount Tamalpais, San Rafael, CA has never been constructed.

154. Operation of the station KAE889, Location No. 27, located at Mount Tamalpais, San Rafael, CA has been permanently discontinued.

155. Maritime's license for station KAE889, Location No. 28, located at Mount Diablo, Walnut Creek, CA has cancelled automatically for permanent discontinuance of operation.

156. Maritime's license for station KAE889, Location No. 28, located at Mount Diablo, Walnut Creek, CA has cancelled automatically for lack of construction.

157. The station KAE889, Location No. 28, located at Mount Diablo, Walnut Creek, CA has never been constructed.

158. Operation of the station KAE889, Location No. 28, located at Mount Diablo, Walnut Creek, CA has been permanently discontinued.

159. Maritime's license for station KAE889, Location No. 33, located at Loma Prieta, Los Gatos, CA has cancelled automatically for lack of construction.

160. Maritime's license for station KAE889, Location No. 33, located at Loma Prieta, Los Gatos, CA has cancelled automatically for permanent discontinuance of operation.

161. The station KAE889, Location No. 33, located at Loma Prieta, Los Gatos, CA has never been constructed.

162. Operation of the station KAE889, Location No. 33, located at Loma Prieta, Los Gatos, CA has been permanently discontinued.

163. Maritime's license for station KAE889, Location No. 37, located at Mt. Oso, Modesto, CA has cancelled automatically for permanent discontinuance of operation.

164. Maritime's license for station KAE889, Location No. 37, located at Mt. Oso, Modesto, CA has cancelled automatically for lack of construction.

165. The station KAE889, Location No. 37, located at Mt. Oso, Modesto, CA has never been constructed.

166. Operation of the station KAE889, Location No. 37, located at Mt. Oso, Modesto, CA has been permanently discontinued.

167. Maritime's license for station KAE889, Location No. 39, located at Joaquin Ridge, Coalinga, CA has cancelled automatically for lack of construction.

168. The station KAE889, Location No. 39, located at Joaquin Ridge, Coalinga, CA has never been constructed.

169. Operation of the station KAE889, Location No. 39, located at Joaquin Ridge, Coalinga, CA has been permanently discontinued.

170. Maritime's license for station KAE889, Location No. 39, located at Joaquin Ridge, Coalinga, CA has cancelled automatically for permanent discontinuance of operation.

171. Maritime's license for station KAE889, Location No. 44, located at Hauser Mountain, Palmdale, CA has cancelled automatically for permanent discontinuance of operation.

172. The station KAE889, Location No. 44, located at Hauser Mountain, Palmdale, CA has never been constructed.

173. Operation of the station KAE889, Location No. 44, located at Hauser Mountain, Palmdale, CA has been permanently discontinued.

174. Maritime's license for station KAE889, Location No. 44, located at Hauser Mountain, Palmdale, CA has cancelled automatically for permanent discontinuance of operation.

175. Attachment B is a true and accurate copy of Maritime's Short-Form Application it filed with the Commission.

176. Attachment C is a true and accurate copy of the Long-Form Application that Maritime filed with the Commission.

177. Attachment D is a true and accurate copy of the FCC Form 602 that Maritime filed with the Commission.

178. Attachment E is a true and accurate copy of the Disclosable Interest Holders Addendum that Maritime filed with the Commission.

179. Attachment F is a true and accurate copy of an amendment Maritime filed with the Commission to its Long-Form Application.

180. Attachment G is a true and accurate copy of Sandra DePriest's September 30, 2009 response to an August 18, 2009 letter sent by the Commission's Wireless Telecommunications Bureau.

181. Attachment H is a true and accurate copy of Wireless Properties of Virginia, Inc.'s September 30, 2009 response to an August 18, 2009 letter sent by the Commission's Wireless Telecommunications Bureau without Attachment II.

182. Attachment I is a true and accurate copy of MariTEL's September 28, 2009 response to an August 18, 2009 letter sent by the Commission's Wireless Telecommunications Bureau.

183. Attachment J is a true and accurate copy of the 2002 Annual Report of MCT Corp., filed with the Commonwealth of Virginia, State Corporation Commission.

184. Attachment K is a true and accurate copy of the 2003 Annual Report of MCT Corp., filed with the Commonwealth of Virginia, State Corporation Commission.

185. Attachment L is a true and accurate copy of the 2004 Annual Report of MCT Corp., filed with the Commonwealth of Virginia, State Corporation Commission.

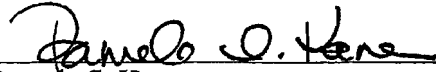
186. Attachment M is a true and accurate copy of the 2005 Annual Report of MCT Corp., filed with the Commonwealth of Virginia, State Corporation Commission.

187. Attachment N is a true and accurate copy of the 2006 Annual Report of MCT Corp., filed with the Commonwealth of Virginia, State Corporation Commission.

188. Attachment O is a true and correct copy of Donald DePriest's and Wireless Properties of Virginia, Inc.'s substantive response served March 29, 2010 to a February 29, 2010 letter sent by the Commission's Enforcement Bureau.

Respectfully,

P. Michele Ellison
Chief, Enforcement Bureau



Pamela S. Kane
Deputy Chief
Investigations and Hearings Division
Enforcement Bureau

Federal Communications Commission
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May 31, 2011

CERTIFICATE OF SERVICE

Makia Day, an Enforcement Analyst in the Enforcement Bureau's Investigations and Hearings Division, certifies that she has on this 31st day of May, 2011, sent by first class United States mail, copies of the foregoing "Enforcement Bureau's Requests For Admission Of Facts And Genuineness Of Documents To Maritime Communications/Land Mobile, LLC" to:

The Honorable Richard L. Sippel
Chief Administrative Law Judge
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554 (by hand, courtesy copy)

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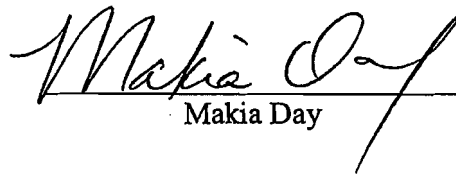
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Makia Day

EXHIBIT B